

## UNITED STATES DISTRICT COURT

for the

District of South Carolina

United States of America

v.

Kenneth Thomas Willoughby  
aka Black

Case No: 4:11-cr-00416-TLW-13

USM No: 22608-171

Date of Original Judgment: 02/07/2012

Date of Previous Amended Judgment: \_\_\_\_\_

(Use Date of Last Amended Judgment if Any)

William F. Nettles IV

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of \_\_\_\_\_ months **is reduced to** \_\_\_\_\_.

(Complete Parts I and II of Page 2 when motion is granted)

This case does not qualify because the Chapter Four enhancements override Chapter Two.

Defendant is a career offender. Additionally, his sentence was based on a Rule 11(c)(1)(C)

agreement to 216 months incarceration, rather than the Guidelines. See Freeman v. United States, 131 S. Ct. 2685, 2696-2700 (2011) (Sotomayor, J., concurring).

Except as otherwise provided, all provisions of the judgment dated 02/07/2012 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: 09/22/2015

s/ Terry L. Wooten

Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

Terry L. Wooten, Chief United States District Judge

Printed name and title